

1 XAVIER BECERRA
Attorney General of California
2 ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General
3 RYAN J. YATES
Deputy Attorney General
4 State Bar No. 279257
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 California Department of Justice
Telephone: (916) 210-6329
7 Facsimile: (916) 327-2247

8 *Attorneys for Complainant*

9
10 **BEFORE THE**
11 **MEDICAL BOARD OF CALIFORNIA**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

13 In the Matter of the Accusation Against,

Case No. 800-2014-006258

14 **SYED IMRAN AHMED, M.D.**

2421 Cedar Swamp Road
15 Brookville, NY 11545

**DEFAULT DECISION
AND ORDER**

16 Physician's and Surgeon's Certificate No.
17 A87103

[Gov. Code, §11520]

18
19 **FINDINGS OF FACT**

20 1. On or about July 26, 2018, Complainant Kimberly Kirchmeyer, in her official
21 capacity as the Executive Director of the Medical Board of California, Department of Consumer
22 Affairs ("Board"), filed an Accusation No. 800-2014-006258 and Automatic Suspension Order
23 No. 800-2014-006258 against Syed Imran Ahmed, M.D. ("Respondent") before the Medical
24 Board of California.

25 2. On or about May 12, 2004, the Board issued Physician's and Surgeon's Certificate
26 No. A87103 to Respondent. The Physician's and Surgeon's Certificate expired on January 31,
27 2014, and has not been renewed. A true and correct copy of Respondent's license is attached as
28

1 Exhibit "1" to the separate accompanying "Default Decision Evidence Packet" and incorporated
2 herein by reference as if fully set forth herein.¹

3 3. On or about July 26, 2018, Kristy Voong, an employee of the Complainant Agency,
4 served by Certified Mail a copy of the Automatic Suspension Order, the Accusation, Statement to
5 Respondent, Notice of Defense, Request for Discovery, and a copy of Government Code sections
6 11507.5, 11507.6, and 11507.7 to Respondent's address of record with the Board, which was
7 2421 Cedar Swamp Road Brookville, New York 11545. A copy of the Automatic Suspension
8 Order, the Accusation, the related documents, and Declaration of Service served at his address of
9 record are attached as Exhibit "2," and are incorporated herein by reference.

10 4. Due to Respondent's current incarceration, on or about July 26, 2018, Kristy Voong,
11 served by Certified Mail a copy of the Automatic Suspension Order, the Accusation, Statement to
12 Respondent, Notice of Defense, Request for Discovery, and a copy of Government Code sections
13 11507.5, 11507.6, and 11507.7 to Federal Correctional Institution, at P.O. Box 1000,
14 Morgantown, West Virginia 26507, where Respondent is currently serving a ninety-six (96)
15 month prison term. A copy of the Automatic Suspension Order, the Accusation, the related
16 documents, and Declaration of Service served at the prison facility are attached as Exhibit "3,"
17 and are incorporated herein by reference.

18 5. Service of the Accusation was effective as a matter of law under the provisions of
19 Government Code section 11505, subdivision (c).

20 6. On or about August 6, 2018, the Certified Mail receipts documenting the
21 aforementioned documents that were sent to Respondent's current place of incarceration, were
22 returned to the Board as "Received." A copy of the receipt is attached as Exhibit "4," and is
23 incorporated herein by reference.

24 7. On or about September 13, 2018, the Certified Mail receipt documenting the
25 aforementioned documents that were sent to Respondent's address of record, were returned to the
26

27 ¹ The exhibits referred to herein, which are true and correct copies of the originals, are
28 contained in the separate accompanying "Default Decision Evidence Packet" and will be
identified by "Exhibit" Followed by the specific exhibit number.

1 Board as "Unclaimed." A copy of the envelope which contained the documents and receipts is
2 attached as Exhibit "5," and are incorporated herein by reference.

3 8. On or about September 13, 2018, Complainant served a Courtesy Notice of Default
4 on Respondent by Certified Mail. The Courtesy Notice of Default was mailed, in duplicate, to
5 Respondent at both the Federal Correctional Institution as well as Respondent's address or record
6 in Brookville, New York. A copy of the Courtesy Notice of Default and its supporting
7 documents is attached as Exhibit "6," and is incorporated herein by reference.

8 9. On or about September 21, 2018, the Certified Mail receipts documenting the
9 Courtesy Notice of Default that were sent to Respondent's current place of incarceration, were
10 returned to the Board as "Received." A copy of the receipt is attached as Exhibit "7," and is
11 incorporated herein by reference.

12 10. Business and Professions Code section 118 states, in pertinent part:

13 "(b) The suspension, expiration, or forfeiture by operation of law of a license issued by a
14 board in the department, or its suspension, forfeiture, or cancellation by order of the board or by
15 order of a court of law, or its surrender without the written consent of the board, shall not, during
16 any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its
17 authority to institute or continue a disciplinary proceeding against the licensee upon any ground
18 provided by law or to enter an order suspending or revoking the license or otherwise taking
19 disciplinary action against the license on any such ground."

20 11. Government Code section 11506 states, in pertinent part:

21 "(c) The respondent shall be entitled to a hearing on the merits if the respondent files a
22 notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation
23 not expressly admitted. Failure to file a notice of defense shall constitute a waiver of respondent's
24 right to a hearing, but the agency in its discretion may nevertheless grant a hearing."

25 12. Respondent failed to file a Notice of Defense within 15 days after service upon him
26 of a true and correct copy of Accusation No. 800-2014-006258, and therefore waived his right to
27 a hearing on the merits of the Accusation.

28 ///

1 13. California Government Code section 11520 states, in pertinent part:

2 “(a) If the respondent either fails to file a notice of defense or to appear at the hearing, the
3 agency may take action based upon the respondent's express admissions or upon other evidence
4 and affidavits may be used as evidence without any notice to respondent.”

5 14. Pursuant to its authority under Government Code section 11520, the Board finds
6 Respondent is in default. The Board will take action without further hearing and, based on
7 Respondent's express admissions by way of default and the evidence before it, contained in
8 Exhibits 1 through 10, finds that the allegations in Accusation No. 800-2014-006258 are true.

9 15. California Business and Professions Code section 2236 provides in pertinent part that
10 the Medical Board of California shall have the power to discipline a license for unprofessional
11 conduct when the licensee is convicted of any offense substantially related to the qualifications,
12 functions, or duties of a physician and surgeon. The Code further states that a plea or verdict of
13 guilty or conviction after a plea of nolo contendere is deemed to be a conviction and that record
14 of the conviction shall be conclusive evidence of the fact that the conviction occurred.

15 16. California Business and Professions Code section 2234, subsection (e) provides in
16 pertinent part:

17 “The board shall take action against any licensee who is charged with unprofessional
18 conduct. In addition to other provisions of this article, unprofessional conduct includes, but is
19 not limited to, the following:

20 “...

21 “(e) The commission of any act involving dishonesty or corruption that is substantially
22 related to the qualifications, functions, or duties of a physician and surgeon.”

23 17. California Business and Professions Code section 2261 states:

24 “Knowingly making or signing any certificate or other document directly or indirectly
25 related to the practice of medicine or podiatry which falsely represents the existence or
26 nonexistence of a state of facts, constitutes unprofessional conduct.”

27 ///

28

1 18. Respondent's license is subject to action under Business and Professions Code 2236
2 by reason of the following:

3 A. On or about July 28, 2016, Respondent was convicted by jury of all six felony
4 counts in a case entitled *The United States of America vs. Syed Imran Ahmed*, in the United States
5 District Court for the Eastern District of New York in Case No. 14-CR-277. Certified Copies of
6 the Criminal Indictment in Case No. 14-CR-277, filed May 12, 2014, and the Verdict Sheet for
7 Case No. 14-CR-277, filed July 28, 2016, are attached as Exhibit "8," and are incorporated herein
8 by reference. The criminal indictment in Case No. 14-CR-277 set forth the six criminal
9 allegations as follows:

10 COUNT ONE
11 (Health Care Fraud)

12 "18. In or about and between January 2011 and December 2013, both dates being
13 approximate and inclusive, within the Eastern District of New York and elsewhere,
14 the defendant SYED IMRAN AHMED did knowingly and willfully execute and
15 attempt to execute a scheme and artifice to defraud Medicare, a health care benefit
16 program, and to obtain, by means of materially false and fraudulent pretenses,
17 representations and promises, money and property owned by, and under the custody
18 and control of Medicare, in connection with the delivery of and payment for health
19 care benefits, items and services. (Title 18, United States Code, Sections 1347, 2 and
20 3551 et seq.)"

21
22 COUNTS TWO THROUGH FOUR
23 (False Statements Relating to Health Care Matters)

24 "20. On or about the dates identified below, within the Eastern District of New York
25 and elsewhere, the defendant SYED IMRAN AHMED in matters involving one or
26 more health care benefit programs, including Medicare, did knowingly and willfully
27 (a) falsify, conceal and cover up by trick, scheme and device material facts, and (b)
28

1 make materially false, fictitious and fraudulent statements and representations, and
2 make and use materially false writings and documents, knowing the same to contain
3 materially false, fictitious and fraudulent statements and entries, in connection with
4 the delivery of and payment for health care benefits, items and services, in that the
5 defendant prepared lists of procedures purportedly performed by him on certain
6 patients for the purposes of indicating which procedures should be billed to Medicare
7 and which (1) falsely indicated that the defendant provided services which were not
8 actually rendered, and (2) falsely indicated that surgical procedures had been
9 performed by him as part of unplanned, return trip to an operating room when in fact
10 they had not, as set forth below:
11

Count	Beneficiary	Service Date and Services Identified
TWO	P1 ² , an individual whose identity is known to the Grand Jury	7/18/11: Drainage of abscess of lower spine or sacrum; drainage of abscess or blood collection at lower leg or ankle; drainage of multiple fluid-filled sacs (bursa) of foot (right foot); drainage of multiple fluid filled sacs (bursa) of foot (left foot) – all listed with note indicating performed as part of unplanned return trip to operating room
THREE	P2, an individual whose identity is known to the Grand Jury	1/11/13: Drainage of abscess of lower spine or sacrum; drainage of abscess or blood collection at thigh or knee region; drainage of abscess or blood collection at lower leg or ankle; drainage of fluid filled sac (bursa) of foot (right foot); drainage of fluid filled sac (bursa) of foot (left foot) – all listed with note indicating performed as part of unplanned return trip to operating room
FOUR	P3, an individual whose identity is known to the Grand Jury	11/8/2011: Removal of infected skin, muscle or tissue of abdomen – listed with note indicating performed as part of unplanned return trip to operating room

12
13
14
15
16
17
18
19
20
21
22 (Title 18, United States Code, Sections 1035, 2 and 3551 et seq.)”

23 ///

24 ///

25 ///

26 ///

27

28 ² The Indictment identified the patients by their initials. For purposes of the Accusation and this Default Decision and Order, they will be referred to as P1, P2, and P3.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

COUNTS FIVE AND SIX

(Money Laundering – Unlawful Monetary Transactions)

“22. On or about September 9, 2013, within the Eastern District of New York and elsewhere, the defendant SYED IMRAN AHMED did knowingly and intentionally engage and attempt to engage in monetary transactions, specifically, a wire transfer and a check deposit, in and affecting interstate commerce, in criminally derived property that was of a value greater than \$10,000 and that was derived from specified unlawful activity, specifically, health care fraud, in violation of Title 18, United States Code, Section 1347, and false statements relating to health care matters, in violation of Title 18, United States Code, Section 1035, knowing that the property involved in such monetary transactions represented the proceeds of some form of unlawful activity, as follows:

Count	Amount	Transaction
FIVE	\$1,000,000	Wired or caused the wiring of funds from the 5668 Account to bank account at bank located in Dubai, UAE (beneficiary Syed I Ahmed; beneficiary ID: ****3002)
SIX	\$1,000,000	Deposited or caused the depositing of check number 446338, drawn on the 5668 Account on behalf of Syed Ahmed, into the 8506 Account

(Title 18, United States Code, Sections 1957 (a), 1957 (b), 2 and 3551 et seq.)”

B. On February 7, 2018, Respondent was sentenced by Chief United States District Judge Dora L. Irizarry of the United States District Court of the Eastern District of New York. Respondent was sentenced to serve ninety-six (96) months³ for Count One and was sentenced to sixty months (60) each for Counts Two through Six. The terms of imprisonment ordered for Counts Two through Six were ordered to run concurrently to the term of imprisonment imposed for Count One. The total term of imprisonment imposed was ninety-six (96) months and Respondent was remanded to the custody of the United States Marshall. Respondent was also ordered to serve a three (3) year term of supervised release. Respondent

³ Eight Years

1 was ordered to pay \$7,266,008.95 in restitution to the U.S. Department of Health and Human
2 Services and pay a \$20,000.00 fine. Certified Copies of the Judgement for Case No. 14-CR-277,
3 filed February 7, 2018, and the Preliminary Order of Forfeiture for Case No. 14-CR-277, filed
4 January 17, 2018, are attached as Exhibit "9," and are incorporated herein by reference.

5 C. Respondent is currently incarcerated at Federal Correctional Institution
6 Morgantown, West Virginia, 446 Greenbag Road, Route 857, Morgantown, WV 26501. A
7 printout from the Federal Bureau of Prisons Online Inmate Locator, for Syed Imran Ahmed, is
8 attached as Exhibit "10," and is incorporated herein by reference.

9 **DETERMINATION OF ISSUES**

10 1. Based on the foregoing findings of fact, Respondent Syed Imran Ahmed, M.D., has
11 subjected his Physician's and Surgeon's Certificate No. A87103 to disciplinary action and
12 revocation.

13 2. Pursuant to its authority under California Government Code section 11520, and based
14 on the evidence before it, the Board hereby finds that the charges and allegations contained in the
15 Accusation and the Findings of Fact contained in paragraphs 1 through 18, above and each of
16 them, separately and severally, are true and correct.

17 3. Pursuant to its authority under California Government Code section 11520, and by
18 reason of the Findings of Fact contained in paragraphs 1 through 19, above, and Determination of
19 Issues 1 and 2, above, the Board hereby finds that Respondent Syed Imran Ahmed, M.D., has
20 subjected his Physician's and Surgeon's Certificate No. A87103 to disciplinary action under
21 California Business and Professions Code sections 2220, 2227, and 2234, in that he has:

22 (a) Been convicted of crimes substantially related to the practice of medicine, in
23 violation of California Business and Professions Code section 2234 and 2236;

24 (b) Committed acts of dishonesty or corruption, in violation of California Business
25 and Professions Code section 2234, subdivision (e);

26 (c) Falsified medical billing records to defraud the United States Government, in
27 violation of California Business and Professions Code section 2261; and

28 ///

1
2 (d) Committed general unprofessional conduct, in violation of California Business
3 and Professions Code section 223.

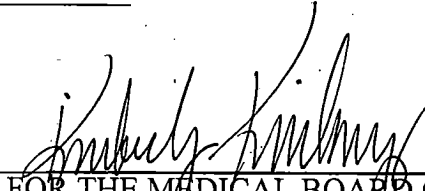
4 **ORDER**

5 IT IS SO ORDERED that Physician's and Surgeon's Certificate No. A87103, heretofore
6 issued to Respondent Syed Imran Ahmed, M.D., is revoked.

7 Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a
8 written motion requesting that the Decision be vacated and stating the grounds relied on within
9 seven (7) days after service of the Decision on Respondent. The agency in its discretion may
10 vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

11 This Decision shall become effective on December 6, 2018, at 5:00 p.m.

12 It is so ORDERED November 6, 2018

13
14
15 
16 FOR THE MEDICAL BOARD OF CALIFORNIA
17 DEPARTMENT OF CONSUMER AFFAIRS
18 KIMBERLY KIRCHMEYER
19 EXECUTIVE DIRECTOR
20
21
22
23
24
25
26
27
28

SA2018302063
33609974.docx

1 XAVIER BECERRA
Attorney General of California
2 MATTHEW M. DAVIS
Supervising Deputy Attorney General
3 JOHN S. GATSCHET
Deputy Attorney General
4 State Bar No. 244388
California Department of Justice
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, CA 94244-2550
Telephone: (916) 210-7546
7 Facsimile: (916) 327-2247

8 *Attorneys for Complainant*

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO July 26 20 18
BY K. Voong ANALYST

10 BEFORE THE
MEDICAL BOARD OF CALIFORNIA
11 DEPARTMENT OF CONSUMER AFFAIRS
12 STATE OF CALIFORNIA

13 In the Matter of the Accusation Against:

Case No. 800-2014-006258

14 **Syed Imran Ahmed, M.D.**
2421 Cedar Swamp Road
15 Brookville, NY 11545

ACCUSATION

16 Physician's and Surgeon's Certificate No. A 87103,
17 Respondent.

18
19 Complainant alleges:

20 **PARTIES**

21 1. Kimberly Kirchmeyer ("Complainant") brings this Accusation solely in her official
22 capacity as the Executive Director of the Medical Board of California, Department of Consumer
23 Affairs ("Board").

24 2. On or about May 12, 2004, the Medical Board issued Physician's and Surgeon's
25 Certificate No. A 87103 to Syed Imran Ahmed, M.D. ("Respondent"). That Certificate expired
26 on January 31, 2014, and has not been renewed.

27 ///

28 ///

JURISDICTION

3. This Accusation is brought before the Board, under the authority of the following laws. All section references are to the Business and Professions Code ("Code") unless otherwise indicated.

4. Section 2227 of the Code provides in pertinent part, that a licensee who is found guilty under the Medical Practice Act may have his or her license revoked, suspended for a period not to exceed one year, placed on probation and required to pay the costs of probation monitoring, or such other action taken in relation to discipline as the Board deems proper.

5. Section 2234 of the Code states, in pertinent part:

"The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:

"(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.

"...

"(e) The commission of any act involving dishonesty or corruption which is substantially related to the qualifications, functions, or duties of a physician and surgeon.

"(f) Any action or conduct which would have warranted the denial of a certificate.

"..."

6. Section 2236 of the Code states, in pertinent part:

"(a) The conviction of any offense substantially related to the qualifications, functions, or duties of a physician and surgeon constitutes unprofessional conduct within the meaning of this chapter [Chapter 5, the Medical Practice Act]. The record of conviction shall be conclusive evidence only of the fact that the conviction occurred.

"(b) The district attorney, city attorney, or other prosecuting agency shall notify the Medical Board of the pendency of an action against a licensee charging a felony or misdemeanor immediately upon obtaining information that the defendant is a licensee. The notice shall identify the licensee and describe the crimes charged and the facts alleged. The prosecuting agency shall

1 also notify the clerk of the court in which the action is pending that the defendant is a licensee,
2 and the clerk shall record prominently in the file that the defendant holds a license as a physician
3 and surgeon.

4 “(c) The clerk of the court in which a licensee is convicted of a crime shall, within 48 hours
5 after the conviction, transmit a certified copy of the record of conviction to the board. The
6 division may inquire into the circumstances surrounding the commission of a crime in order to fix
7 the degree of discipline or to determine if the conviction is of an offense substantially related to
8 the qualifications, functions, or duties of a physician and surgeon.

9 “(d) A plea or verdict of guilty or a conviction after a plea of nolo contendere is deemed to
10 be a conviction within the meaning of this section and Section 2236.1. The record of conviction
11 shall be conclusive evidence of the fact that the conviction occurred.”

12 7. Section 2261 of the Code states:

13 “Knowingly making or signing any certificate or other document directly or indirectly
14 related to the practice of medicine or podiatry which falsely represents the existence or
15 nonexistence of a state of facts, constitutes unprofessional conduct.”

16 **FIRST CAUSE FOR DISCIPLINE**

17 **(Conviction of Crime)**

18 8. Respondent’s license is subject to disciplinary action under sections 2234, and 2236
19 of the Code in that he was convicted of crimes substantially related to the practice of medicine.
20 The circumstances are as follows:

21 9. On or about July 28, 2016, Respondent was convicted by jury of all six felony counts
22 in a case entitled *The United States of America vs. Syed Imran Ahmed*, in the United States
23 District Court for the Eastern District of New York in Case No. 14-CR-277. The criminal
24 indictment in Case No. 14-CR-277, filed May 12, 2014, set forth the six criminal allegations as
25 follows:

26 ///

27 ///

28 ///

COUNT ONE
(Health Care Fraud)

“18. In or about and between January 2011 and December 2013, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant SYED IMRAN AHMED did knowingly and willfully execute and attempt to execute a scheme and artifice to defraud Medicare, a health care benefit program, and to obtain, by means of materially false and fraudulent pretenses, representations and promises, money and property owned by, and under the custody and control of Medicare, in connection with the delivery of and payment for health care benefits, items and services. (Title 18, United States Code, Sections 1347, 2 and 3551 et seq.)”

COUNTS TWO THROUGH FOUR
(False Statements Relating to Health Care Matters)

“20. On or about the dates identified below, within the Eastern District of New York and elsewhere, the defendant SYED IMRAN AHMED in matters involving one or more health care benefit programs, including Medicare, did knowingly and willfully (a) falsify, conceal and cover up by trick, scheme and device material facts, and (b) make materially false, fictitious and fraudulent statements and representations, and make and use materially false writings and documents, knowing the same to contain materially false, fictitious and fraudulent statements and entries, in connection with the delivery of and payment for health care benefits, items and services, in that the defendant prepared lists of procedures purportedly performed by him on certain patients for the purposes of indicating which procedures should be billed to Medicare and which (1) falsely indicated that the defendant provided services which were not actually rendered, and (2) falsely indicated that surgical procedures had been performed by him as part of unplanned, return trip to an operating room when in fact they had not, as set forth below:

Count	Beneficiary	Service Date and Services Identified
TWO	P1 ¹ , an individual whose identity is known to the Grand Jury	<u>7/18/11:</u> Drainage of abscess of lower spine or sacrum; drainage of abscess or blood collection at lower leg or ankle; drainage of multiple fluid-filled sacs (bursa) of foot (right foot); drainage of multiple fluid filled sacs (bursa) of foot (left foot) – all listed with note indicating performed as part of unplanned return trip to operating room
THREE	P2, an individual whose identity is known to the Grand Jury	<u>1/11/13:</u> Drainage of abscess of lower spine or sacrum; drainage of abscess or blood collection at thigh or knee region; drainage of abscess or blood collection at lower leg or ankle; drainage of fluid filled sac

¹ The Indictment identified the patients by their initials. For purposes of the Accusation, they will be referred to as P1, P2, and P3.

		(bursa) of foot (right foot); drainage of fluid filled sac (bursa) of foot (left foot) – all listed with note indicating performed as part of unplanned return trip to operating room
FOUR	P3, an individual whose identity is known to the Grand Jury	11/8/2011: Removal of infected skin, muscle or tissue of abdomen – listed with note indicating performed as part of unplanned return trip to operating room

(Title 18, United States Code, Sections 1035, 2 and 3551 et seq.)”

COUNTS FIVE AND SIX

(Money Laundering – Unlawful Monetary Transactions)

“22. On or about September 9, 2013, within the Eastern District of New York and elsewhere, the defendant SYED IMRAN AHMED did knowingly and intentionally engage and attempt to engage in monetary transactions, specifically, a wire transfer and a check deposit, in and affecting interstate commerce, in criminally derived property that was of a value greater than \$10,000 and that was derived from specified unlawful activity, specifically, health care fraud, in violation of Title 18, United States Code, Section 1347, and false statements relating to health care matters, in violation of Title 18, United States Code, Section 1035, knowing that the property involved in such monetary transactions represented the proceeds of some form of unlawful activity, as follows:

Count	Amount	Transaction
FIVE	\$1,000,000	Wired or caused the wiring of funds from the 5668 Account to bank account at bank located in Dubai, UAE (beneficiary Syed I Ahmed; beneficiary ID: ****3002)
SIX	\$1,000,000	Deposited or caused the depositing of check number 446338, drawn on the 5668 Account on behalf of Syed Ahmed, into the 8506 Account

(Title 18, United States Code, Sections 1957 (a), 1957 (b), 2 and 3551 et seq.)”

10. On February 7, 2018, Respondent was sentenced by Chief United States District Judge Dora L. Irizarry of the United States District Court of the Eastern District of New York. Respondent was sentenced to serve ninety-six (96) months² for Count One and was sentenced to sixty months (60) each for Counts Two through Six. The terms of imprisonment ordered for Counts Two through Six were ordered to run concurrently to the term of imprisonment imposed for Count One. The total term of imprisonment imposed was ninety-six (96) months and Respondent was remanded to the custody of the United States Marshall. Respondent was also ordered to serve a three (3) year term of supervised release. Respondent was ordered to pay

² Eight Years

1 \$7,266,008.95 in restitution to the U.S. Department of Health and Human Services and pay a
2 \$20,000.00 fine.

3 11. Respondent is currently incarcerated at Federal Correctional Institution Morgantown,
4 West Virginia, 446 Greenbag Road, Route 857, Morgantown, WV 26501.

5 12. Respondent's license is subject to disciplinary action in that he was convicted of
6 multiple felony charges substantially related to the qualifications, functions, and duties of a
7 physician and surgeon.

8 **SECOND CAUSE FOR DISCIPLINE**

9 **(Dishonesty and Corruption)**

10 13. Respondent's license is subject to disciplinary action under section 2234, subdivision
11 (e), in that he used fraud and dishonesty to improperly obtain Medicare funds. The circumstances
12 are as follows:

13 14. Complainant re-alleges paragraphs 8 through 12, and those paragraphs are
14 incorporated by reference as if fully set forth herein.

15 15. Respondent's license is subject to disciplinary action because he used fraud and
16 dishonesty to improperly obtain Medicare funds.

17 **THIRD CAUSE FOR DISCIPLINE**

18 **(False Medical Records)**

19 16. Respondent's license is subject to disciplinary action under section 2261 in that he
20 falsified medical billing records to defraud the United States Government. The circumstances are
21 as follows:

22 17. Complainant re-alleges paragraphs 8 through 12, and those paragraphs are
23 incorporated by reference as if fully set forth herein.

24 18. Respondent's license is subject to disciplinary action because he falsified medical
25 billing records to defraud the United States Government as more fully set forth in paragraph 9 as
26 set forth above.

27 ///

28 ///

1 **FOURTH CAUSE FOR DISCIPLINE**

2 **(General Unprofessional Conduct)**

3 19. Respondent's license is subject to disciplinary action under section 2234 in that he
4 committed general unprofessional conduct. The circumstances are as follows:

5 20. Complainant re-alleges paragraphs 8 through 12, and those paragraphs are
6 incorporated by reference as if fully set forth herein.

7 21. Respondent's license is subject to disciplinary action under section 2234 in that he
8 committed general unprofessional conduct while defrauding the United States Government.

9 **PRAYER**

10 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein alleged,
11 and that following the hearing, the Medical Board of California issue a decision:

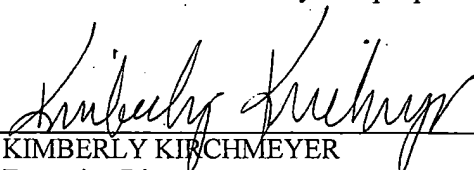
12 1. Revoking or suspending Physician's and Surgeon's Certificate No. A 87103, issued to
13 Syed Imran Ahmed, M.D.;

14 2. Revoking, suspending or denying approval of Syed Imran Ahmed, M.D.'s authority to
15 supervise physician assistants and advanced practice nurses;

16 3. Ordering Syed Imran Ahmed, M.D., if placed on probation, to pay the Board the costs
17 of probation monitoring; and

18 4. Taking such other and further action as deemed necessary and proper.

19
20 DATED: July 26, 2018


KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

21
22
23
24
25 SA2018302063
33478686.doc